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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/811,678	03/29/2004	Steven Sachs	0012	2969
43699 7590 03/17/2009 GO DADDY GROUP, INC. 14455 NORTH HAYDEN ROAD SUITE 219 SCOTTSDALE, AZ 85260				
EXAMINER				
STRODER, CARRIE A				
ART UNIT		PAPER NUMBER		
3689				
NOTIFICATION DATE		DELIVERY MODE		
03/17/2009		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

inventions@godaddy.com

### Office Action Summary

**Application No.**

10/811,678

**Applicant(s)**

SACHS ET AL.

**Examiner**

CARRIE A. STRODER

**Art Unit**

3689

**Period for Reply** -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 22 January 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-3, 7-9, 13-15 and 19 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-3, 7-9, 13-15 and 19 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SF/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

**DETAILED ACTION**

1. This is in response to the applicant's communication filed on 22 January 2009, wherein:

Claims 1-3, 7-9, 13-15, and 19 are currently amended; and  
Claims 4-6, 10-12, and 16-18 are cancelled.

***Response to Amendment***

1. Applicant's amendments filed 22 January 2009 have been fully considered; Examiner withdraws the objections to the specification. Examiner also withdraws the rejection under 35 U.S.C. 101.

***Response to Arguments***

1. Applicant's arguments with respect to claims 1, 7, 13, and 19 have been considered but are moot in view of the new ground(s) of rejection.

***Claim Objections***

2. Claim 1 is objected to because of the following informalities:

a. Claim 1 states "submitting the translated copy of the material to be copyright to the USCO," which uses improper grammar.

Appropriate correction is required.

***Claim Rejections - 35 USC § 112***

3. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

4. **Claims 1-3, 7-9, 13-15, and 19 are rejected** under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. Claims 1, 7, 13, and 19, as amended, state, "the Facilitator's web site accessing the Entrepreneur's web site to obtain a copy of a material to be copyrighted." Examiner does not find this limitation in the specification. Applicant has referred Examiner to page 21 and Fig. 4. The specification reads, "the Facilitator's web site 105 may access the Facilitator's web site 105 over the Internet to obtain a copy of the material to be copyrighted" (emphasis added). Fig. 4 does not supply additional information in this regard.

***Claim Rejections - 35 USC § 103***

5. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
6. **Claims 1-3, 7-9, 13-15, and 19 are rejected** under 35 U.S.C. 103(a) as being unpatentable over www.godaddy.com, 02 February 2003 (hereinafter referred to as "Go Daddy"), in view of Glogau (US 5983351).

**Referring to claim 1:**

Go Daddy teaches

A) the Facilitator's web site offering hosting services on the Internet to the Entrepreneur (page 1; "host your site");

B) the Facilitator's web site assisting the Entrepreneur in designing an Entrepreneur's web site by providing web site design services, wherein the Entrepreneur's web site is hosted on a server and is associated with an IP address managed by the Domain Name System (page 1; "create your own web site"); and

E) the Facilitator's web site electronically submitting the translated copy of the material to be copyright to the USCO (page 1; "Federal Copyright Protection").

Go Daddy does not teach; however, Glogau teaches

C) the Facilitator's web site accessing the Entrepreneur's web site to obtain a copy of a material to be copyrighted (col. 3, line 40 thru col. 4, line 7 and col. 9, lines 23-26;

"computer system enhances copyright registration of Internet web site(s) by...copy[ing] the client's web site" and where the Facilitator's web site inherently requires use of a computer system);

D) the Facilitator's web site translating the copy of the material to be copyrighted into a format acceptable to the USCO (col. 3, line 40 thru col. 4, line 7; "computer system enhances copyright registration of Internet web site(s) by...format[ting] the 'packaged' web site...for filing" and where the Facilitator's web site inherently requires use of a computer system).

One skilled in the art would have found it obvious from the combined teachings of Go Daddy and Glogau as a whole to produce the invention as claimed with a reasonable expectation of providing a Facilitator's web site which accesses the Entrepreneur's web site to obtain a copy of a material to be copyrighted and a Facilitator's web site which translates the copy of the material to be copyrighted into a format acceptable to the USCO.

**Referring to claim 2:**

Claim 2 is dependent on claim 1; therefore, the rejection of claim 1 is incorporated as if fully recited herein.

Go Daddy teaches the Facilitator's web site assisting the Entrepreneur in selecting an available domain name having a

label and a top-level domain based on one or more words chosen by the Entrepreneur to describe the Entrepreneur's business (page 1; "get a domain name").

**Referring to claim 3:**

Claim 3 is dependent on claim 1; therefore, the rejection of claim 1 is incorporated as if fully recited herein.

Go Daddy teaches the Facilitator's web site submitting the Entrepreneur's web site to one or more search engines (page 1; "traffic blazer").

**Referring to claim 7:**

Go Daddy teaches:

A) the Facilitator's web site offering domain name registration services over the Internet to the Entrepreneur (page 1; "get a domain name");

B) the Facilitator's web site offering hosting services on a server for the Entrepreneur's web site at an Internet protocol address associated with a domain name having a label and a top-level domain registered by the Entrepreneur (page 1; "host your site");

E) the Facilitator's web site electronically submitting the translated copy of the material to be copyright to the USCO (page 1; "Federal Copyright Protection").

Go Daddy does not teach; however, Glogau teaches

C) the Facilitator's web site accessing the Entrepreneur's web site to obtain a copy of a material to be copyrighted (col. 3, line 40 thru col. 4, line 7 and col. 9, lines 23-26; "computer system enhances copyright registration of Internet web site(s) by...copy[ing] the client's web site" and where the Facilitator's web site inherently requires use of a computer system);

D) the Facilitator's web site translating the copy of the material to be copyrighted into a format acceptable to the USCO (col. 3, line 40 thru col. 4, line 7; "computer system enhances copyright registration of Internet web site(s) by...format[ting] the 'packaged' web site...for filing" and where the Facilitator's web site inherently requires use of a computer system).

One skilled in the art would have found it obvious from the combined teachings of Go Daddy and Glogau as a whole to produce the invention as claimed with a reasonable expectation of providing a Facilitator's web site which accesses the Entrepreneur's web site to obtain a copy of a material to be copyrighted and a Facilitator's web site which translates the copy of the material to be copyrighted into a format acceptable to the USCO.



**Referring to claim 8:**

Claim 8 is dependent on claim 7; therefore, the rejection of claim 7 is incorporated as if fully recited herein.

Go Daddy teaches the Facilitator's web site assisting the Entrepreneur in selecting and registering an available domain name based on one or more words chosen by the Entrepreneur to describe the Entrepreneur's Internet business (page 1; "get a domain name").

**Referring to claim 9:**

Claim 9 is dependent on claim 7; therefore, the rejection of claim 7 is incorporated as if fully recited herein.

Claim 9 is rejected on the same basis as claim 3.

**Referring to claim 13:**

Go Daddy teaches:

A) the Facilitator's web site offering domain name registration services over the Internet to the Entrepreneur (page 1; "get a domain name");

B) the Facilitator's web site assisting the Entrepreneur in designing an Entrepreneur's web site hosted on a server by providing web site design services on the Facilitator's web site (page 1; "create your own web site");

E) the Facilitator's web site electronically submitting the translated copy of the material to be copyright to the USCO (page 1; "Federal Copyright Protection").

Go Daddy does not teach; however, Glogau teaches

C) the Facilitator's web site accessing the Entrepreneur's web site to obtain a copy of a material to be copyrighted (col. 3, line 40 thru col. 4, line 7 and col. 9, lines 23-26; "computer system enhances copyright registration of Internet web site(s) by...copy[ing] the client's web site" and where the Facilitator's web site inherently requires use of a computer system);

D) the Facilitator's web site translating the copy of the material to be copyrighted into a format acceptable to the USCO (col. 3, line 40 thru col. 4, line 7; "computer system enhances copyright registration of Internet web site(s) by...format[ting] the 'packaged' web site...for filing" and where the Facilitator's web site inherently requires use of a computer system).

One skilled in the art would have found it obvious from the combined teachings of Go Daddy and Glogau as a whole to produce the invention as claimed with a reasonable expectation of providing a Facilitator's web site which accesses the Entrepreneur's web site to obtain a copy of a material to be copyrighted and a Facilitator's web site which translates the

copy of the material to be copyrighted into a format acceptable to the USCO.

**Referring to claim 14:**

Claim 14 is dependent on claim 13; therefore, the rejection of claim 13 is incorporated as if fully recited herein.

Go Daddy teaches the Facilitator's web site assisting the Entrepreneur in selecting a domain name based on one or more words chosen by the Entrepreneur to describe the Entrepreneur's Internet business (page 1; "get a domain name").

**Referring to claim 15:**

Claim 15 is dependent on claim 13; therefore, the rejection of claim 13 is incorporated as if fully recited herein.

Claim 15 is rejected on the same basis as claim 3.

**Referring to claim 19:**

Go Daddy teaches:

A) the Facilitator's web site receiving information over the Internet regarding an Entrepreneur that has accessed the Facilitator's web site (page 1; "My Account");

B) the Facilitator's web site storing the information regarding the Entrepreneur in a memory location accessible by the Facilitator's web site (page 1; "My Account");

C) the Facilitator's web site assisting the Entrepreneur in designing an Entrepreneur's web site hosted on a server by

providing web site design services on the Facilitator's web site using at least some of the stored information regarding the Entrepreneur (page 1; "create your own web site"); and

E) the Facilitator's web site electronically submitting the translated copy of the material to be copyright to the USCO (page 1; "Federal Copyright Protection").

Go Daddy does not teach; however, Glogau teaches

C) the Facilitator's web site accessing the Entrepreneur's web site to obtain a copy of a material to be copyrighted (col. 3, line 40 thru col. 4, line 7 and col. 9, lines 23-26; "computer system enhances copyright registration of Internet web site(s) by...copy[ing] the client's web site" and where the Facilitator's web site inherently requires use of a computer system);

D) the Facilitator's web site translating the copy of the material to be copyrighted into a format acceptable to the USCO (col. 3, line 40 thru col. 4, line 7; "computer system enhances copyright registration of Internet web site(s) by...format[ting] the 'packaged' web site...for filing" and where the Facilitator's web site inherently requires use of a computer system).

One skilled in the art would have found it obvious from the combined teachings of Go Daddy and Glogau as a whole to produce the invention as claimed with a reasonable expectation of

providing a Facilitator's web site which accesses the Entrepreneur's web site to obtain a copy of a material to be copyrighted and a Facilitator's web site which translates the copy of the material to be copyrighted into a format acceptable to the USCO.

***Conclusion***

1. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

**Contact**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CARRIE A. STRODER whose telephone number is (571)270-7119. The examiner can normally be reached on Monday - Thursday 8:00 a.m. - 5:00 p.m. ET.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jan Mooneyham can be reached on (571)272-6805. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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/CARRIE A. STRODER/  
Examiner, Art Unit 3689

/Tan Dean D. Nguyen/  
Primary Examiner, Art Unit 3689  
3/12/09